

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SCOTT ERNST, individually and as a
representative of the classes,

Plaintiff,

-against-

DISH NETWORK, LLC, DISH NETWORK
SERVICE, LLC, AND STERLING
INFOSYSTEMS, INC.

Defendants.

Case No.: 12 CIV 8794(LGS)

PLAINTIFF'S UNOPPOSED
MOTION FOR
PRELIMINARY APPROVAL
OF CLASS ACTION
SETTLEMENT WITH
DEFENDANT STERLING
INFOSYSTEMS, INC.

Pursuant to Rule 23 of the Federal Rules of Civil Procedure, Plaintiff Scott Ernst ("Plaintiff") respectfully moves the Court for an Order: (1) preliminarily approving the Settlement; (2) approving the proposed Notices of Settlement and authorizing distribution of the Notice via first class mail; (3) certifying the proposed settlement classes; (4) designating Plaintiff's Counsel as Class Counsel; (5) designating Plaintiff as class representative; and (6) scheduling a final approval hearing.

This Motion is unopposed by Defendant Sterling Infosystems, Inc.

Dated: January 9, 2015

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/s/E. Michelle Drake

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